IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.1650 OF 2003

Mr.V.B. Rajure for the Petitioner.

Office Notes, Office Memoranda of Coram, appearances, Court's order or directions	Court's or Judge's orders
	CORAM: D.K.DESHMUKH, J.
	DATED: 20TH APRIL,2005

P.C.:

By the impugned order the trial court has refused to frame the issue of tenancy. The order is capable of being challenged by the Petitioner in the appeal that the Petitioner may be required to file against the final order that the trial court may pass in the suit. The Petitioner can take a ground in the appeal that the trial court has declined to frame the issue of tenancy.

In this view of the matter, therefore, the petition cannot be entertained. It is rejected.

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